

Insecticide, liquid, n.o.s.
 Irritating agent, n.o.s.
 Nonflammable gas, n.o.s.
 Organic peroxide, solid, n.o.s.
 Organic peroxide, liquid or solution, n.o.s.
 ORM-A, n.o.s.
 ORM-B, n.o.s.
 ORM-E, n.o.s.
 Oxidizer, corrosive, liquid, n.o.s.
 Oxidizer, corrosive, solid, n.o.s.
 Oxidizer, n.o.s.
 Oxidizer, poisonous, liquid, n.o.s.
 Oxidizer, poisonous, solid, n.o.s.
 Poisonous liquid or gas, flammable, n.o.s.
 Poisonous liquid or gas, n.o.s.
 Poisonous liquid, n.o.s.
 Poison B liquid, n.o.s.
 Poisonous solid, corrosive, n.o.s.
 Poisonous solid, n.o.s.
 Poison B, solid, n.o.s.
 Pyrophoric liquid, n.o.s.
 Pyroforic liquid, n.o.s.
 Refrigerant gas, n.o.s.
 Water reactive solid, n.o.s.

(4) The provisions of this paragraph do not apply—

(i) To a material that is correctly described with the proper shipping name "Hazardous Substance, liquid or solid, n.o.s." or "ORM-E, n.o.s.", provided the material is described in accordance with the provisions of § 172.203(c) of this part;

(ii) To a material that is a hazardous waste and correctly described using the proper shipping name "Hazardous waste, liquid or solid, n.o.s.", classed as an ORM-E, provided the EPA hazardous waste number is included on the shipping paper in association with the basic description, or provided the material is described in accordance with the provisions of § 172.203(c) of this part; or

(iii) To a material for which the hazard class is to be determined by testing under the criteria in § 172.101(c)(12).

(l) [Removed and Reserved].

(m) *Poisonous materials.*

Notwithstanding the hazard class to which a material is assigned—

(1) If a liquid or solid material in a package meets the definition of a poison according to this subchapter, and the fact that it is a poison is not disclosed in the shipping name or class entry, the word "Poison" shall be entered on the shipping paper in association with the shipping description.

(2) If the technical name of the compound or principal constituent that causes a material to meet the definition of a poison (according to this subchapter) is not included in the proper shipping name for the material, the technical name shall be entered on the shipping paper in the manner prescribed in paragraph (k) of this section.

(3) If the inhalation toxicity of any material falls within the criteria

specified in § 173.3a(b)(2) of this subchapter (subject to definitions and implementation conditions of paragraphs (c) and (d) of the same section), the words "Poison Inhalation Hazard" shall be entered on the shipping paper in association with the shipping description. However, the word "Poison" need not be repeated if it is entered as part of the basic description or in conformance with paragraph (m)(1) of this section. This paragraph does not apply to packagings containing inner receptacles of one liter capacity or less.

8. In § 172.301, paragraph (c) is republished and paragraph (d)(3) is revised to read as follows:

§ 172.301 General marking requirements.

(c) *Technical names.* Each non-bulk packaging containing hazardous materials subject to the provisions of § 172.203(k) of this part must be marked with the technical name in parentheses in association with the proper shipping name, in accordance with the requirements and exceptions specified for display of technical descriptions on shipping papers in § 172.203(k) of this part.

(d) * * *

(3) Display of technical names on non-bulk packagings filled for shipment prior to December 31, 1990 until December 31, 1991.

9. Section 172.302 is removed and republished to read as follows:

§ 172.302 [Removed]

10. Section 172.505 is revised to read as follows:

§ 172.505 Special placarding requirements for certain poisonous materials.

Each transport vehicle and freight container that contains a material subject to the "Poison-Inhalation Hazard" shipping paper requirements of § 172.203(m)(3) must be placarded POISON on each side and each end in addition to the placards required by § 172.504. This requirement also applies to portable tanks. Duplication of POISON placards is not required nor display on UN class numbers at the bottom of additional placards required by this section.

11. In § 172.600, paragraphs (a), (b), (c) introductory text, (c)(1) and (d) are republished, and paragraph (c)(2) is revised to read as follows:

§ 172.600 Applicability and general requirements.

(a) *Scope.* Except as provided in paragraph (d) of this section, this subpart prescribes requirements for providing and maintaining emergency response information during

transportation and at facilities where hazardous materials are loaded for transportation, stored incidental to transportation or otherwise handled during any phase of transportation.

(b) *Applicability.* This subpart applies to persons who offer for transportation, accept for transportation, transfer or otherwise handle hazardous materials during transportation.

(c) *General requirements.* No person to whom this subpart applies may offer for transportation, accept for transportation, transfer, store or otherwise handle during transportation a hazardous material unless:

(1) Emergency response information conforming to this subpart is immediately available for use at all times the hazardous material is present; and

(2) Emergency response information, including the emergency response telephone number, required by this subpart is immediately available to any person who, as a representative of a Federal, state or local government agency, responds to an incident involving a hazardous material, or is conducting an investigation which involves a hazardous material.

(d) *Exception.* The requirements of this subpart do not apply to hazardous materials which are excepted from the shipping paper requirements of this subchapter.

12. Section 172.602, is republished to read as follows:

§ 172.602 Emergency response information.

(a) *Information required.* For purposes of this subpart, the term "emergency response information" means information that can be used in the mitigation of an incident involving hazardous materials and, as a minimum, must contain the following information:

- (1) The basic description and technical name of the hazardous material as required by §§ 172.202 and 172.203(k), the ICAO Technical Instructions, the IMDG Code, or the TDG Regulations, as appropriate;
- (2) Immediate hazards to health;
- (3) Risks of fire or explosion;
- (4) Immediate precautions to be taken in the event of an accident or incident;
- (5) Immediate methods for handling fires;
- (6) Initial methods for handling spills or leaks in the absence of fire; and
- (7) Preliminary first aid measures.

(b) *Form of information.* The information required for a hazardous material by paragraph (a) of this section must be:

- (1) Printed legibly in English;